IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.2922 OF 2005

Office Notes, Office Memoranda of Coram, appearances Court's orders or directions and Registrar's orders	Court's or Judge's orders

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Shri R.S.Datar for the petitioner.

Coram : R.S.Mohite,J

Date : 21.11.2005.

PC

1. This is a petition filed against the order dated 6.12.2004 passed by the learned Civil Judge, Senior Division, Kalyan below Exh.35 in Special C.S.No.133/98. The suit is for recovery of damages from Ulhasnagar Municipal Corporation. The allegation is that the suit property is illegally demolished by the Corporation. The demolition has taken place in the year 1986. The suit has been filed in the year 1998 i.e. after 12 years.

The application for appointment of Commissioner has been made in August-2003 i.e. after gross delay.

2. In my view, this is not a fit case for interference in writ jurisdiction under Article 227 of the Constitution of India. Petition is rejected.

(R.S.Mohite,J)